EXPRESS MAIL NO.: EL669105228US

Attorney Docket No.: B5312-0003

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

| My residence | , post office address and citizenship ar | e as stated below next to my name; I |
|-----------------|---|--|
| believe I am t | the original, first and sole inventor (if o | only one name is listed below) or an |
| original, first | and joint inventor (if plural names are | listed below) of the subject matter which |
| is claimed and | d for which a patent is sought on the ir | nvention entitled: |
| | System and Method for Bracketing and | d Removing Tissue |
| 41 | ing of which (chools and) | |
| - | ion of which (check one) | |
| \boxtimes | is attached hereto. | |
| | was filed on | as United States Application Serial No. or |
| | PCT International Application No | and was |
| | amended on | _ (if applicable). |
| I hereby state | that I have reviewed and understand t | he contents of the above- identified |
| specification, | including the claims, as amended bý a | any amendment referred to above. |
| I acknowledg | ge the duty to disclose information that | is material to the patentability of this |
| | n accordance with Title 37, Code of Fe | |
| I hereby clain | . n foreign priority benefits under Title | 35, United States Code, §119(a)-(d) of |
| ′ | pplication(s) for patent or inventor's co | |
| | ow any foreign application for patent | |
| | nat of the application on which priority | 3 |
| | | |

| | Prior Foreign Application(s): NONE | | | | | |
|---------|------------------------------------|-------------------|---------------------------------------|---------------------------------------|--|--|
| | Number | Country | Day/Month/Year | Priority Claimed Yes/No | | |
| | | | | | | |
| | | | | Code, §119(e) of any United | | |
| States | provisional app | olications listed | l below: NONE | | | |
| | Provisional A | pplication Nun | nber | Filing Date | | |
| | / | ···· | | | | |
| | / | | | | | |
| | | | | | | |
| I herel | ov claim the be | nefit under Titl | e 35. United States Co | de, §120 of any United States | | |
| | - | | | er of each of the claims of this | | |
| | | | - | | | |
| | | _ | | cation in the manner provided by | | |
| the fir | st paragraph of | Title 35, Unite | ed States Code, §112, I | acknowledge the duty to disclose | | |
| inforn | nation material | to the patentab | ility of this application | as defined in Title 37, Code of | | |
| Federa | al Regulations, | §1.56 which o | ccurred between the fil | ing date of the prior application | | |
| and th | e national or Po | CT internationa | al filing date of this app | olication: | | |
| | Prior U.S. Ap | plications: NC | NE | | | |
| | Serial No. | Filing | ŕ | Status (patented, pending, abandoned) | | |
| | | | | | | |
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Lawrence H. Meier, Reg. No. 31,446.

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| (1) | Full Name of <u>Inventor</u> : David N. Krag |
|-----|--|
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